

Senate Commerce, Labor & Agriculture Committee Amendment No. 1

Amendment No. 1 to SB1149

Cooper J
Signature of Sponsor

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Date _____
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Comm. Amdt. _____

AMEND Senate Bill No. 1149*

House Bill No. 1473

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 7-86-108(a)(1)(B), is amended by adding the following language as a new subdivision (iv):

(iv) The service charge shall also be imposed upon customers who pay for service prospectively (prepaid customers). Commercial mobile radio service, hereafter CMRS, providers shall remit to the board the service charge under one of two methods:

(a) The CMRS provider shall collect, on a monthly basis, the service charge from each active prepaid customer whose account balance is equal to or greater than the amount of the service charge; or

(b) The CMRS provider shall divide the total earned prepaid wireless telephone revenue received by the CMRS provider within the monthly 911 reporting period by fifty dollars (\$50), and multiply the quotient by the service charge amount.

SECTION 2. Tennessee Code Annotated, Section 7-86-108, is amended by adding the following language as a new subsection (f):

(f) Notwithstanding the provisions of §7-86-303(d)(1), the board may withhold such distribution to an emergency communications district if the district is operating in, or fails to correct a specific violation of state law. This may include, but not be limited to the failure to submit an annual budget or audit, operating contrary to the requirements of Tennessee Code Annotated, Title 8, Chapter 44, Part 1, or failure to comply with any part or parts required by this

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chapter. Further, the board may also withhold such distribution if it deems that the district is not taking sufficient actions or acting in good faith to establish, maintain or advance wireline or wireless E-911 service for the citizens of an emergency communications district.

SECTION 3. This act shall take effect July 1, 2003, the public welfare requiring it.